



ATTORNEYS AT LAW

Docket No.: 252532US8

COMMISSIONER FOR PATENTS
ALEXANDRIA, VIRGINIA 22313

RE: Application Serial No.: 09/814,154
Applicants: Robert S MARSHALL, et al.
Filing Date: March 21, 2001
For: SYSTEM AND METHOD FOR STREAMING OF
DYNAMIC WEATHER CONTENT TO THE
DESKTOP
Group Art Unit: 2154
Examiner: CHANG, JUNGWON

SIR:

Attached hereto for filing are the following papers:

PETITION UNDER 37 C.F.R. § 1.181

Our online credit card payment in the amount of **\$0.00** is being made covering any required fees. In the event any variance exists between the amount enclosed and the Patent Office charges for filing the above-noted documents, including any fees required under 37 C.F.R. 1.136 for any necessary Extension of Time to make the filing of the attached documents timely, please charge or credit the difference to our Deposit Account No. 15-0030. Further, if these papers are not considered timely filed, then a petition is hereby made under 37 C.F.R. 1.136 for the necessary extension of time.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND,
MAIER & NEUSTADT, P.C.



Bradley D. Lytle
Attorney of Record

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Zachary S. Stern

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Customer Number

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DOCKET NO: 252532US8

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

IN RE APPLICATION OF :
ROBERT S MARSHALL, ET AL. : EXAMINER: CHANG, JUNGWON
SERIAL NO: 09/814,154 :
FILED: MARCH 21, 2001 : GROUP ART UNIT: 2154
FOR: SYSTEM AND METHOD FOR :
STREAMING OF DYNAMIC WEATHER
CONTENT TO THE DESKTOP

PETITION UNDER 37 C.F.R. § 1.181

COMMISSIONER FOR PATENTS
ALEXANDRIA, VIRGINIA 22313

SIR:

Applicants respectfully petition in accordance with 37 C.F.R. §1.181(a)(3) to have the Examiner acknowledge consideration of the publications cited in the PTO-1449 form filed with the Information Disclosure Statement on September 6, 2001. In accordance with the Examiner's request in a telephone discussion on April 9, 2007, with Applicants' representative, copies of the Information Disclosure Statement, Form PTO 1449, and the date-stamped filing receipt were submitted on April 26, 2007. Copies of the papers submitted on April 26, 2007, are enclosed

37 C.F.R. §1.181(a)(3) allows petitioning the authority of the commissioner in appropriate circumstances.

Consequently, this is an appropriate circumstance in which to invoke the supervisory authority of the commissioner to request the Examiner to acknowledge the PTO-1449 form noted above.

Application No. 09/814,154
Notice of Allowance dated: March 16, 2007

Accordingly, it is respectfully submitted that this Petition under 37 C.F.R. §1.181 be granted and that the Examiner indicate consideration of the references, as noted above.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND,
MAIER & NEUSTADT, P.C.



Bradley D. Lytle
Attorney of Record
Registration No. 40,073

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(OSMMN 06/04)

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Registration No. 54,719

OSMM&N File No. 252532US8

Dept.: E/M

By: BDL/ZSS/pae

Serial No. 09/814,154

In the matter of the Application of: Robert S MARSHALL, et al.

For: SYSTEM AND METHOD FOR STREAMING OF DYNAMIC WEATHER
CONTENT TO THE DESKTOP

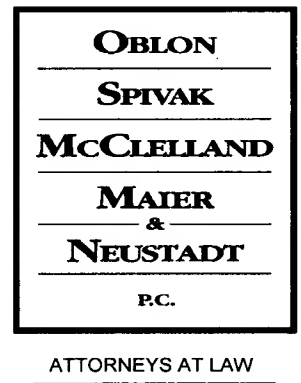
Due Date: n/a

The following has been received in the U.S. Patent Office on the date stamped hereon:

- Dep. Acct. Order Form
- PTO Cover Letter
- Letter
- Copy of Information Disclosure Statement filed September 6, 2001
- Copy of PTO-1449 filed September 6, 2001
- Copy of Date-Stamped Filing Receipt of September 6, 2001



COPY



Docket No.: 252532US8

COMMISSIONER FOR PATENTS
ALEXANDRIA, VIRGINIA 22313

RE: Application Serial No.: 09/814,154
Applicants: Robert S MARSHALL, et al.
Filing Date: March 21, 2001
For: SYSTEM AND METHOD FOR STREAMING OF
DYNAMIC WEATHER CONTENT TO THE
DESKTOP
Group Art Unit: 2154
Examiner: CHAN

SIR:

Attached hereto for filing are the following papers:

LETTER; COPIES OF IDS FILED SEPT. 19, 2001 W/DATE-STAMPED FILING RECEIPT

Our check in the amount of **\$0.00** is attached covering any required fees. In the event any variance exists between the amount enclosed and the Patent Office charges for filing the above-noted documents, including any fees required under 37 C.F.R 1.136 for any necessary Extension of Time to make the filing of the attached documents timely, please charge or credit the difference to our Deposit Account No. 15-0030. Further, if these papers are not considered timely filed, then a petition is hereby made under 37 C.F.R. 1.136 for the necessary extension of time. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND,
MAIER & NEUSTADT, P.C.

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DOCUMENT14

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Registration No. 54,719

COPY

DOCKET NO: 252532US8

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

IN RE APPLICATION OF :
ROBERT S MARSHALL, ET AL. : EXAMINER: CHANG, JUNGWON
SERIAL NO: 09/814,154 :
FILED: MARCH 21, 2001 : GROUP ART UNIT: 2154
FOR: SYSTEM AND METHOD FOR :
STREAMING OF DYNAMIC WEATHER
CONTENT TO THE DESKTOP

LETTER

COMMISSIONER FOR PATENTS
ALEXANDRIA, VIRGINIA 22313

SIR:

Applicants respectfully request that the Examiner acknowledge consideration of the publications cited in the PTO-1449 form filed with the Information Disclosure Statement on September 6, 2001. In accordance with the Examiner's request in a telephone discussion on April 9, 2007, with Applicants' representative, copies of the Information Disclosure Statement, Form PTO 1449, and the date-stamped filing receipt are submitted herewith.

Accordingly, it is respectfully that the Examiner indicate consideration of the references, as noted above.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND,
MAIER & NEUSTADT, P.C.

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COPY

DOCKET

RECEIVED

SEP 19 2001

WOMBLE, CARLYLE, SANDRIDGE & RICE, P.L.L.C.

WOMBLE, CARLYLE, SANDRIDGE
& RICE, P.L.L.C.

Serial No. 09/814,154 Filed: 3 / 21 / 01
Patent No. _____ Issued: _____
TM/SM Reg. _____ Reg.: _____
Applicant: Marshall, et al
For: System & Method for Streaming of Dynamic
Weather Content to the Desktop
Docket No. A182 1010 C/M Date: 9 / 4 / 01
Express Mail No. _____ Date Due: _____

PATENT AND TRADEMARK
OFFICE STAMP HEREON
ACKNOWLEDGES RECEIPT OF
THE FOLLOWING PAPERS:



- ☐ Fees \$ _____
☐ Missing Parts Response
☐ Amendment
 ☐ Non-Final ☐ Final
☐ Preliminary Amendment
☐ Petition for Extension of Time to: _____
☐ Response
☐ Assignment ☐ Cover Sheet ☐ Statement of Use & Declar.
☒ IDS/Form PTO-1449 _____ Specimen(s)
☐ Priority Document(s) ☐ Affidavit Under § 8
☐ Issue Fee Transmittal _____ Specimen(s)
☐ Maintenance Fee Transmittal ☐ Affidavit Under § 8 & 15
☐ Declaration Under § _____ Specimen(s)
☐ _____ Sheets of Drawings ☐ Application for Renewal
 ☐ Formal ☐ Informal _____ Specimen(s)
☐ Letter to the Draftsman ☐ Extension of Time to File
☐ Terminal Disclaimer _____ Statement of Use
☐ Verified Statement(s) Under 37 CFR 1.9 and 1.27
☐ Transmittal Cover Sheet for _____
☐ Other _____

Initials: _____

COPY

PATENTS

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:)
 Marshall, et al.)
Serial No: **09/814,154**)
Filed: **03/21/01**)
For: **System and Method for Streaming of**)
 Dynamic Weather Content to the)
 Desktop)

INFORMATION DISCLOSURE STATEMENT

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

Applicant hereby voluntarily discloses the items listed on the attached Form PTO-1449 to the Assistant Commissioner for Patents. Copies of items A - F are enclosed herewith.

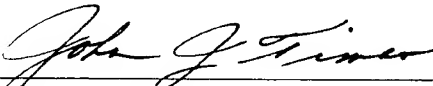
Applicant further reserves the right to establish the patentability of the claimed invention over any of the listed information should they be applied as references, and/or to prove that some of the cited information may not be prior art, and/or to prove that some of the cited information may not be enabling for the teachings they purport to offer. This statement further should not be construed as a representation that an exhaustive search has been made, or that the information cited herewith is material, or that there does not exist information more material to the examination of the present Application. The Examiner is specifically requested not to rely solely on the information submitted herein. On the contrary, the Examiner is requested to conduct an independent and thorough review of the information, and to form independent opinions as to their significance.

COPY

It is respectfully requested that the Examiner initial and return copies of the enclosed PTO-1449 and to indicate in the official file wrapper of the above-identified patent application that each item of the cited information has been considered.

The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to account no. 09-0528.

Date: 9/4/01



John J. Timar
Attorney for Applicant
Reg#32,497

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Atlanta, GA 30357-0037
(404) 872-7000 (Telephone)
(404) 888-7490 (Facsimile)

Docket No.: A182 1010

Form PTO-1449

INFORMATION DISCLOSURE CITATION

(Use several sheets if necessary)

Attorney Docket No.
A182 1020Serial No.
09/813,751Applicant
Marshall, et al.Filing Date
03/21/01Group
2151

U.S. PATENT DOCUMENTS

Examiner Initials	Item	Document Number	Date	Name	Class	Subclass	Filing Date If Appropriate
	A	5,568,385	10/22/96	Shelton	364	420	
	B	5,848,378	12/08/98	Shelton, et al.	702	3	
	C	6,240,369	05/29/01	Foust	702	3	
	D	6,018,699	01/25/00	Baron, Sr., et al.	702	3	
	E	5,943,630	08/24/99	Bushy, et al.	702	3	
	F	6,204,761	03/20/01	Vanderable	340	539	

FOREIGN PATENT DOCUMENTS

	Item	Document Number	Date	Country	Class	Subclass	Translation	
							Yes	No
	A							
	B							

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, etc.)

COPY

* EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP § 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to the applicant.

EXAMINER'S SIGNATURE:

DATE CONSIDERED: